

US Serial No. 10/788,929
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REMARKS

Claims 1-8 were pending for consideration. Claims 1 and 2 stand rejected on the ground of nonstatutory obviousness-type double patenting. Claims 3 and 5-6 stand rejected under 35 USC 103(a). Claims 4 and 7 are objected to as being dependent upon a rejected base claims. Claim 8 is allowed. Claims 3 and 7 have been amended and claim 4 has been canceled. Claims 1-3, 5-8 are pending in the application for consideration on the merits. Favorable consideration of this application as amended is requested.

Claim Rejections For Nonstatutory Obvious-type Double Patenting:

Claims 1 and 2 stand rejected as being unpatentable over claim 2 of US Patent No. 6843521. Submitted herewith for filing is a terminal disclaimer in compliance with 37 CFR 1.321(c) to overcome said rejection. Please charge the fee due to Deposit Account 07-0960. As such it is requested that this rejected be withdrawn.

Claim Rejections Under 35 USC § 103:

Claims 3 and 5-6 are rejected under 35 U.S.C. 103(c) as being unpatentable under Bowers et al (US 6318925) in view of Kline et al. (US 5855182). Claim 3 is amended to include the limitations of objected to claim 4. Claims 5 and 6 now depend on amended claim 3 and are believed to be allowable.

Claim Objections:

Claims 4 and 7 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base and intervening claims. Claim 4 is canceled as the limitations are incorporated into the amended base claim 3. Claim 7 is rewritten to include the limitations of claim 3.

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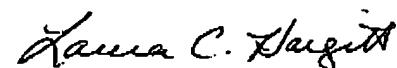
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Conclusion:

In summary, the Applicants believe that each formal and substantive requirement has now been met. The application is now believed to be in appropriate condition for allowance, which action is respectfully requested.

Please charge any fees due to Deposit Account # 07-0960.

Respectfully submitted,



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Enclosure: Terminal Disclaimer